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Wayne



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Fillmore Field Office

95 East 500 North

Fillmore, UT 84631

<http://www.blm.gov/ut/st/en/fo/fillmore.html>



RECEIVED

OCT 23 2014

DIV. OF OIL, GAS & MINING

IN REPLY REFER TO:
3600 (UTW02000)
UTU-90883

October 7, 2014

CERTIFIED MAIL # 7012 3460 0000 6633 2650
RETURN RECEIPT REQUESTED

Mr. Lynn Ingram	:	
Juab County Road Department	:	43 CFR 3600 – Mineral Materials
160 North Main	:	
Nephi, Utah 84648	:	

Mineral Materials Free Use Permit UTU-90883 Authorization

The Free Use Permit (FUP) for mineral materials from the Yuba Riprap Quarry, assigned Bureau of Land Management (BLM) case file number UTU-90883, is approved and authorized with the signatures on the attached contract. Please refer to this case file number in future correspondence. The authorization is for 5,200 cubic yards (yd³) of material from the existing Quarry. Please retain the attached completed copy of Form 5510-1, Free Use Application and Permit, for your records.

Fillmore Field Office (FFO) has previously completed a Determination of NEPA Adequacy (DNA), DOI-BLM-UT-W020-2013-0001-EA, for the Yuba Riprap Quarry in conformance with the BLM's responsibility to meet the requirements of the National Environmental Policy Act (NEPA). The DNA was prepared for a Free Use Permit for Yuba State Park at the Quarry site under BLM case file UTU-88979. This DNA document also supports this use of the same Quarry location by Juab County. Analyses by interdisciplinary specialists in support of the DNA found no significant environmental impacts associated with the quarry and previously existing surface disturbances.

The Yuba Riprap Quarry displaces a portion of the Red Point Trail for ATV use, which is also a subject of RS 2477 litigation. A condition of use of the Quarry is that the ATV trail route be restored after the conclusion of extraction operations. As in BLM permits UTU-88979 and UTU-90870 issued to Yuba State Park for this location, a condition of approval is that the quarry surface disturbances be reclaimed at the conclusion of operations.

Under the Code of Federal Regulations (CFR) in 43 CFR § 3604.12, the BLM may issue Free Use Permits to government and non-profit entities, provided that the mineral materials are not used for industrial or commercial purposes. The BLM may issue FUPs for mineral materials to

government entities for periods of no more than ten (10) years, as specified under 43 CFR § 3604.21(a)(1). Please note that under 43 CFR § 3604.22(a), you must not barter or sell mineral materials that you obtain from a FUP.

As part of a Free Use Permit agreement, you must submit annual production reports for mineral materials extraction under the permit. Annual production reports are required even if there is no production. Please submit an annual production report to the BLM Fillmore Field Office for every year that the pit is authorized. It may be most convenient to submit the report near the end of the Federal fiscal year on September 30th.

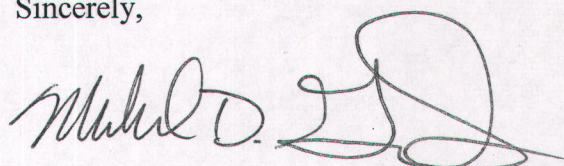
Please complete the enclosed contract document and return it to:

Mr. Michael Gates
Field Manager
Fillmore Field Office
Bureau of Land Management
95 East 500 North
Fillmore, UT 84631

Fillmore Field Office (FFO) will then notify you when your Free Use Permit has been authorized. Your FUP authorization will expire one (1) year from the authorization date.

If you have any questions, please contact Duane Bays, Fillmore Field Office (FFO) Natural Resource Specialist, at (435) 743-3115.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael D. Gates", followed by a large, stylized flourish or scribble.

Michael D. Gates
Field Manager

Enclosures: FFO Standard Stipulations
Form 5510-1: Free Use Application and Permit

cc:
Paul Baker
UDOGM
1594 W North Temple, Suite 1210
Salt Lake City, UT 84114

Utah State Office/ BLM
440 West 200 South, Suite 500
Salt Lake City, UT 84101